

Memorandum

Neighborhood Services Department

To: Beverly Bridges, MMC, City Clerk

From: Devin S. Smith, Manager Neighborhood Response Division

CC: File

Date: November 17, 2010

Re: Report of Expenses for the fees and other penalties for failed inspections located at 4561 East Bonanza Road - Ward 3 (Reese)

LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for Nuisance, the Department of Neighborhood Services is recommending the City Council approve the report of expenses to include failed inspections fees and other penalties in the amount of \$10,370.00, consider assessing a maximum of \$164,550.00 in daily civil penalties, and authorize a lien be placed on the property.

Charges Breakdown:	
Reinspection Fees:	\$1,920.00
Civil Penalties:	\$8,450.00
TOTAL AMOUNT DUE:	\$10,370.00
Daily Civil Penalties 173 days @ \$1,000 a day (excluding civil penalty fees already assessed) June 12, 2010 to December 1, 2010	\$164,550.00
MAXIMUM TOTAL:	\$174,920.00
OWNER OF RECORD	HECTOR CAMACHO
PROPERTY:	4561 East Bonanza Road
	Las Vegas, NV 89110
ASSESSOR PARCEL:	140-32-101-017
LEGAL DESCRIPTION:	PARCEL MAP FILE 116 PAGE 81
	LOT 2

DSS:ld